

1 RACHEL KREVANS (CA SBN 116421)  
(rkrevans@mofo.com)  
2 RICHARD S.J. HUNG (CA SBN 197425)  
(rhung@mofo.com)  
3 DANIEL P. MUINO (CA SBN 209624)  
(dmuino@mofo.com)  
4 JIAN BIN (BEN) GAO (CA SBN 245734)  
(jgao@mofo.com)  
5 MORRISON & FOERSTER LLP  
425 Market Street, 32<sup>nd</sup> Fl.  
6 San Francisco, California 94105-2482  
Telephone: (415) 268-7000  
7 Facsimile: (415) 268-7522

8 Attorneys for Defendant YAHOO! INC.

9  
10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
13

14 AUGME TECHNOLOGIES, INC.,

15 Plaintiff,

16 v.

17 YAHOO! INC.,

18 Defendant

19 AND RELATED COUNTERCLAIMS  
20  
21  
22  
23  
24  
25  
26  
27  
28

Case No. C-09-5386 JCS

**STIPULATION AND  
[PROPOSED] ORDER  
ENLARGING TIME FOR THE  
PARTIES' EXCHANGE OF  
PRELIMINARY CLAIM  
CONSTRUCTION AND  
EXTRINSIC EVIDENCE**

Hon. Joseph C. Spero

1 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, the parties, through their undersigned  
2 counsel, hereby stipulate, subject to the Court's approval, as follows:

3 WHEREAS, this action was filed on November 16, 2009 (Docket No. 1);

4 WHEREAS, this action was reassigned to the Honorable Joseph C. Spero on April 20,  
5 2010 (Docket No. 45);

6 WHEREAS, the Court entered a Case Management and Pretrial Order on May 12, 2010  
7 ("CMC Order") (Docket No. 50);

8 WHEREAS, the CMC Order requires the parties to exchange their Preliminary Claim  
9 Construction and Extrinsic Evidence pursuant to Patent L.R. 4-2 on October 18, 2010;

10 WHEREAS, the parties have stipulated to extend the date for the exchange of their  
11 respective Preliminary Claim Construction and Extrinsic Evidence by one week, to October 25,  
12 2010;

13 WHEREAS, the parties have agreed that no other scheduled dates in this action will be  
14 changed due to this extension;

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28 //

1           THEREFORE, for the reasons set forth more fully in the accompanying declaration of  
2 Daniel P. Munio, the parties request the entry of an order extending the deadline for the parties to  
3 exchange their respective Preliminary Claim Construction and Extrinsic Evidence pursuant to  
4 Patent L.R. 4-2 by seven (7) calendar days, to October 25, 2010.

5  
6 Dated: October 15, 2010

MORRISON & FOERSTER LLP

7  
8 By: /s/ Daniel P. Muino

Daniel P. Muino

9  
10 Attorneys for Defendant  
YAHOO! INC.

11  
12 Dated: October 15, 2010

SHAUB & WILLIAMS LLP

13  
14 By: /s/ David G. Rosenbaum

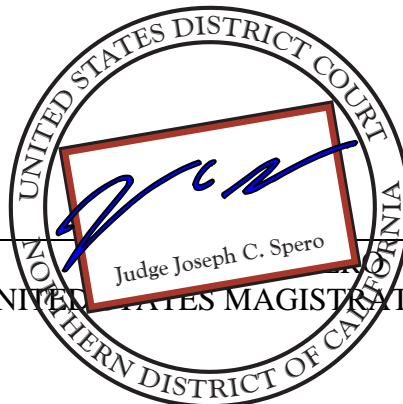
David G. Rosenbaum

15 Attorneys for Plaintiff  
16 AUGME TECHNOLOGIES, INC.

17  
18 **[PROPOSED] ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Date: 10/18, 2010



UNITED STATES MAGISTRATE JUDGE

**ECF ATTESTATION**

I, Daniel P. Muino, am the ECF User whose ID and Password are being used to file this

**STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR THE  
PARTIES' EXCHANGE OF PRELIMINARY CLAIM CONSTRUCTION AND  
EXTRINSIC EVIDENCE PURSUANT TO PATENT L.R. 4-2.**

In compliance with General Order 45, X.B., I hereby attest that each signatory to this  
document has concurred to its filing.

Dated: October 15, 2010

MORRISON & FOERSTER LLP

By: /s/ Daniel P. Muino  
Daniel P. Muino